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RUSK COUNTY

HENDERSON, TEXAS

February 16, 1949

Mr. Bascom Giles, Commissioner
 General Land Office
 Austin, Texas

Coon
 Re: Bernhard ~~Cook~~ Preemption
 Survey, Rusk County Scrip.
 Land Office File No. 35
 Rusk County, Texas

Dear Mr. Giles:

Field notes purported to include this B. Coon Survey were prepared by James C. King, Surveyor of Rusk County, October 10, 1863. A note on the photostatic copy which I have, says "Cor. of N. that will close and conform to conditions on ground reqrd, 4/23/17H~~W~~edick."

On February 2, 1949, I was employed by T. O. Busby et al whom I call the good faith claimants, to survey and locate on the ground, and write field notes to this land, being the unpatented land bounded on North by J. J. Cook and L. Tomlinson Surveys, on the East by D. P. Gillespie, South by C. Weldon, and A. Powell, and on West by A. Powell and A. H. Crain Surveys;

Most of this land at present time is covered by Towisky Creek with no well defined channel, sloughs, and backwater from same and marshes. Naturally, witness trees marked nearly 100 years ago have disappeared. Distance calls on this shallow channel creek, subject to frequent changes are not dependable.

However, I did find one good corner being the Westernmost Southwest corner of C. Weldon Survey, witnessed originally in 1890 by a hickory South 31 West 4-1/2 varas and a Hickory South 25 East 6-1/2 varas. The latter Hickory was remembered by T. O. Busby, one of the owners of and a long-time resident on or near the C. Weldon Survey. He told me that the original hickory was standing until about 10 years ago and pointed out to me on the ground the position of this tree. There is different ownership on each side

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of the line at this corner, an old marked line extending east and north, an old fence also east, and road north and south. This corner is also the proper distance east of an old Subdivision corner in another Coon Survey, which subdivision corner is in an old unchanged road called for in the old deed to this Subdivision.

From this corner I surveyed North 475 varas (Weldon call distance) and found no witness trees called for. Thence I surveyed East and although I found no trees at 700 varas (call distance on South line A. Powell) I established the southernmost southwest corner of B. Coon 111.2 ac. Survey there, and continued East crossing the marsh or so-called Beaver Ruin, and established the Southeast corner of B. Coon 111.2 acres survey and inside corner of C. Weldon at 1075 varas (call is 1056 varas). No trees were called for at this corner. I relocated same 31 varas East of east edge of marsh instead of 160 varas called for by Weldon field notes. The plat submitted with Weldon field notes shows this corner almost in east edge of marsh. The course of East edge of marsh at my crossing was North 10 East, and when I surveyed from this corner North 181.6 varas to the Southwest corner of D.P. Gillespie I was in east edge of marsh as called for by Gillespie field notes and about the call distance west of Northwest corner of K. H. Douglas. From the Southwest corner of Gillespie I surveyed North (following an old fence and possession line most of the call distance) 1722 varas to Northwest corner of Gillespie in a marsh, 200 varas North of an old fence and possession line on North line of John Johnson. THENCE I surveyed West 29.6 varas to East line of J.J. Cook, which I established at call distance S. 80 E. from the West line of Hulett Farmer as observed on the ground for many years. THENCE I surveyed South 10 West 607 varas to Southeast corner of Cook also in water. Original witness trees called for were Willows. THENCE I surveyed North 80 West 950 varas to Southwest corner of Cook in East line of L. J. Dooley and THENCE South 10 West 25 varas to Southeast corner of Dooley which I set call distance (2085 varas) from the observed Northeast corner of Dooley and Southeast corner of Crutcher. THENCE I surveyed South 156.2 varas to Northwest corner of A. Powell which I set call distance (1765 varas) from Westernmost Southwest corner of C. Weldon; THENCE I surveyed East the call distance of 700 varas to Northeast corner of Powell, also in a marsh. From Northeast corner of Powell I surveyed South the call distance of 1290 varas to Southeast corner in North line of Weldon as described above, thus inclosing the Bernhard Coon Survey of 111.2 acres.

Sketch File No. 29

Rusk County

Surveyor's Report of
Bernhard Coon Survey

9 1/2 miles North of Henderson

Filed April 6, 1949

BASCOM GILES, Com'r

William Rosenberg
File Clerk

I do not believe that this survey encroaches on any of the adjoining senior surveys; and conform to conditions on the field notes go close, and conform to conditions on the field notes go by Mr. Hnedrick in his notation April 23, 1949.

Sincerely yours,

John F. Kfols

JOHN F. KFOLES

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